

Minutes of a Regular Town Board Meeting of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, April 6, 1976 at 7:30 P. M.

Present:

Allen M. Smith, Supervisor  
George G. Young, Councilman  
Francis E. Menendez, Councilman  
John Lombardi, Councilman  
Jessie Tomlinson, Councilwoman

Also present: Peter S. Danowski, Jr., Town Attorney  
Alex E. Horton, Supt. of Highways

Supervisor Smith opened the meeting at 7:30 P. M., and the Pledge of Allegiance was recited.

Supervisor Smith then stated that before they go on to the regular agenda, there were a few matters that the Board would like to bring to the public's attention.

Councilwoman Tomlinson stated that she wanted to publicly congratulate the Riverhead Town Bi-Centennial Committee, specifically the Costume Ball Committee for the "absolutely marvelous" affair they ran the other night.

She then stated that Edwin Tuccio was the Chairman and personally thanked the other members of the Committee for the best affair Riverhead has ever held.

Supervisor Smith then talked about State and Federal Grants and whether or not the Town of Riverhead is getting their fair share.

He then introduced Miss Rita Peters, who will act as a liaison between the Town Board and the CETA Program, as a member of that program and an employee of the Town of Riverhead.

He then stated that the Town has employed two men to operate a towing business with reference to the tow-away Section of Ordinance #3-Traffic and Parking Ordinance, in time for the summer season.

Irene J. Pendzick, Receiver of Taxes, stated that she had been asked to extend two invitations. One to the Visions Presentation, April 7th at 8 P. M., in the Town Hall and the other from the Polish Town Civic Association to the Town Board and any other interested citizens to come to the Polish Hall on Friday, April 10th, at 12 Noon, to meet with the Lt. Governor, who is coming to speak to the people of Riverhead.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

RESOLVED, That the Town Board Minutes of the Town Board held on March 2nd, 1976, the Minutes of a Special Town Board Meeting held March 5, 1976, Minutes of a Meeting of the Town Board held March 16, 1976 and the Public Hearings held on the 23rd day of March, 1976, be approved as submitted.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

RESOLVED, That the Minutes of a Special Meeting held by the Town Board on April 1, 1976, be approved as submitted.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was declared duly adopted.

#### BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills, submitted on Abstracts dated April 6, 1976:

General Town	\$25,791.90
Highway Item #1	14,766.52
Highway Item #3	4,013.63
Highway Item #4	6,053.77
Senior Nutrition Program	1,743.82
Special Districts	350.75
Town Hall Capital Project	60,111.50
Federal Revenue Sharing	300.17
Drug Abuse Program	574.76

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following bills be and are hereby approved for payment:

General Town	\$25,791.90
Highway Item #1	14,766.52
Highway Item #3	4,013.63
Highway Item #4	6,053.77
Senior Nutrition Program	1,743.82
Special Districts	350.75
Town Hall Capital Project	60,111.50
Federal Revenue Sharing	300.17
Drug Abuse Program	574.76

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#### REPORTS

Tax Receiver's, dated: March 22 and 31, 1976. Filed.

Building Department, month of March, 1976. Filed.

Police Department, month of March, 1976. Filed.

PETITIONS

Eighteen (18) signatures opposing removal of "No Parking" sign at Meetinghouse Creek Boulevard, Aquebogue. Filed.

Site Plan for Wading River Shopping Plaza requesting Special Permit. Filed.

The Town Board will discuss this request with Raymond Wiwczar, Building Inspector.

COMMUNICATIONS

Town of Riverhead Zoning Board of Appeals, dated 3/1/76, concerning small prefabricated sheds and set back requirements, stating that since the use of these structures is different than others, they suggest that the Zoning Ordinance be amended to allow them to be closer to the lot lines than garages, swimming pools and other such structures. Filed.

Copies to Town Board, Town Attorney, Building and Planning Departments.

Supervisor Smith stated that this will be considered when they amend the Zoning Ordinance during codification.

Dr. Alfred H. Smith, dated 3/22/76, tendering his resignation as a member of the Narcotic Guidance Council, effective April 1, 1976. Copies to Town Board and Town Attorney. Filed.

Town of Riverhead Planning Board, dated 3/16/76, submitting letter of approval from Alex Horton for the construction of highways and drainage facility for Century Farms, Section II.

They further state that they approved Section III on the conditions that the requirements for the drainage facility, which Mr. Horton objected to, are met. Filed.

Copies to Town Board, Town Attorney and Charles Cuddy, Esq.

Double Bar B Ltd., dated 3/16/76, stating that they would like to know if a permit is needed to hold various horseshows and other related events, including Wild West Shows, Rodeos and benefits for Muscular Dystrophy.

They further request information on whether or not it will be necessary to file for a permit for each individual show or one permit covering all the shows for the season.

They state that the earliest possible response would be appreciated. Filed.

Copies to Town Board and Town Attorney.

Aquebogue Veterinary Hospital, dated 3/9/76, requesting street light on the corner of Union Avenue and Route 25 in Aquebogue to provide better lighting in a dark and heavily traveled major artery to the North Fork.

He further states that he has recently opened a business in that area and often uses Union Avenue as a landmark, for people unfamiliar with the area. Filed.

Copies to Town Board, Town Attorney and Lighting Committee.

COMMUNICATIONS - continued:

N.Y. State Department of Transportation, dated 3/16/76, acknowledging receipt of letter from Riverhead Town Board, dated 2/23/76, regarding speed limit on Route 25, stating that they will survey conditions at this location and take whatever action is appropriate. Filed.

Copies to Town Board, Town Attorney and Chief of Police Palmer.

N.Y. State Department of Environmental Conservation, giving Public Notice of Hearing on Petition of John O. Magee to construct bulkheading and 50 foot timber jetty, east of Tut's Lane, South Jamesport, to be held at the County Center on April 22, 1976.

All persons who have objections to the execution of said plans or wish to be heard, must file a notice of appearance of such desire to be heard in writing and in duplicate, specifying the precise grounds of support of or opposition to the petition, with the Tidal Wetlands Permit Administrator at Building 40. S.U.N.Y., Stony Brook, on or before April 16, 1976.

If no notices of appearance are filed, the hearing may be cancelled. Filed.

Copies to Town Board and Town Attorney.

Riverhead Planning Board, dated 3/16/76, stating that they approve the final plat entitled "Iron Pier Woods", at Sound Shore Road, Northville upon the deposit of \$2,550.00 for park, playground and other recreational purposes and the filing of a performance bond in the amount of \$49,000.00.

They further state that they request notification of Town Board's approval of the performance bond. Filed.

Copies to Town Board, Town Attorney and Superintendent of Highways.

Mrs. Denis Milsom, dated 3/24/76, stating that her family has a residence along Sound Shore Road in Jamesport, but is "gravely disappointed" in the deteriorated condition of the boat launching ramp at the foot of Pier Avenue.

She further states that the ramp is in such disrepair that it is impossible to use except when the tide is at its peak.

She strongly urges the Town Board to do what ever is possible to see that any action is completed by the summer. Filed.

Copies to Town Board, Town Attorney and Recreation Supt.

Frances and Herbert Snell, dated 3/26/76. stating that they respectfully urge the amendment to remove the "No Parking" sign at the foot of Meetinghouse Creek Road in Aquebogue, be considered as soon as humanly possible.

COMMUNICATIONS - continued:

They further state that the taxpayers maintain the beach with their money and it has been enjoyed by many people for many years, without restrictions. Filed.

Copies to Town Board and Town Attorney.

Town of Southold, dated 3/26/76, giving Public Notice of Hearings being held on April 8, 1976 from 8:10 P.M. to 9:25 P.M. on six applications to the Southold Town Board of Appeals for variances regarding properties in East Marion, Mattituck, Laurel, Cutchogue and Greenport. Filed.

Copies to Town Board, Town Attorney, Building Department, Planning Board and Zoning Board of Appeals.

Joseph Brandenburg, dated 3/26/76, calling attention to the fact that the tercentennial rock in Wading River was set by mistake on the center line of two adjacent properties.

He therefore proposes that the tercentennial rock be relocated to the center of the 25' x 50' Town property and the plaque be re-located off this Town property to the other side of the property line.

He concludes by requesting that the matter be put on the agenda as soon as possible and that he be notified in advance of such posting. Filed.

Copies to Town Board and Town Attorney.

Edward R. Munson, dated 3/26/76, submitting grievance with respect to retirement monetary settlement on salary and longevity items, stating that he had notified the CSEA and representative Mr. Scharfeld and requesting notification of the hearing on these items in sufficient time so that he can notify his representative to be present. Filed.

Copies to Town Board and Town Attorney.

Howard Terry, Building Inspector of the Town of Southold, dated 3/30/76, stating that speaking from twenty years experience in a Building Inspector's position, he feels that the Noise Ordinance proposed by the Town of Riverhead is too "all encompassing" and will bring more complaints than the Town can handle.

He then states that he feels that it would take a full crew of experts, working day and night to "sort out" and process all of the complaints.

He concluded by saying that he felt control of racing cars and motorcycles should be controlled by the Zoning Ordinance. Filed.

Copies to Town Board, Town Attorney and Chief of Police Palmer.

Howard Terry, Building Inspector of the Town of Southold, dated 3/30/76, submitting list of fifteen objections and comments on the proposed local laws pertaining to licensing of home improvement contractors by the five Eastern Towns.

COMMUNICATIONS - continued:

He then stated that the East End Local Laws should be rescinded and the matter left in the hands of the County Consumer Affairs Department, where it belongs. Filed.

Copies to Town Board, Town Attorney and Building Department.

Town of Shelter Island, dated 3/30/76. submitting copy of resolution requesting the N.Y. State Department of Environmental Conservation to undertake research programs aimed at anticipating pollution sources prior to actual pollution and damage.

They further request that before any ban on the taking of fish is approved by the N.Y. State Department of Environmental Conservation, there be proven actual pollution demonstrably harmful to human beings, as the fishing industry is necessary to Shelter Island. Filed.

Copies to Town Board and Town Attorney.

Roanoke Landing Civic Association, dated 3/31/76, opposing the alternate line route LILCO has proposed which would bring 120 feet towers and high-power lines along the scenic and historic Sound Avenue and encouraging the Town Board's point of view on burying the lines along the existing route.

They then request action on past petitions concerning a compound area for illegally parked cars that are towed away, the severe erosion damage caused by work done by the Highway Department along Roanoke Avenue and enforcing of speed limit near the huge rock along Roanoke Avenue. Filed.

Copies to Town Board, Town Attorney and Recreation Dept.

Helen M. Guyer, dated 3/31/76 to Town Board, as follows:  
To Miss Helene M. Block, Town Clerk, Town of Riverhead, N.Y., "In the interests of fair play, I would appreciate it if you would read the enclosed letter at a Town Board Meeting in its entirety rather than just distribute copies. The public has been included in this topic up to now and I would like them to hear this letter.

I have been reading Supervisor Smith's interviews with the press regarding former Supervisor Leonard's practice of paying last year's bills with this year's money and the town books which are quote "not up to accounting standards" unquote. Having working in the Supervisor's office for the past 6 years and been the one delegated the responsibility of seeing that the bills are paid and the accounting for same properly accounted for, I herewith submit a reply to his charges.

The "practice of deferring payments" as reported by Supervisor Smith that has been practiced in the Town of Riverhead is one of outstanding proficiency and competence on the part of former Supervisor Leonard, and he should be commended for this practice in the office where the town's monies were concerned. Every opportunity to invest monies to earn interest was taken advantage. Even the smallest sums were combined for the purpose of investment. The monies were redeemed when needed to pay bills and not until then."

COMMUNICATIONS - continued:

"Bills are never paid the same month they are incurred as everyone knows. This applies also to those incurred in December, 1975 and due to be paid in January, 1976. I am quite sure Supervisor Smith will be paying December, 1976 bills in January, 1977 as every business does. And there should be no need for headlines on the outstanding debts at the close of the year.

And as to accounting standards in the office, suffice it to say that when the biggest criticism to be reported in the press is that several erasures were found, I feel pleased at having done an adequate job for the last six years.

When I took charge of the books the State Audit Department was in the midst of revising all accounting standards and submitting models of accounting to the towns. The Supervisor's Office has been making the transition over the years to come up to their model. More than one half of all municipalities of the State do not conform to the State model and it is not required that they do. Many still operate on the "single entry" system.

I congratulate Mr. Hansen in getting a week's study and indoctrination in Albany to learn the system. I never had the opportunity. And I sympathize with him when he says he doesn't understand them. A new accountant, not trained in municipal bookkeeping, would certainly not understand for some time to come, especially with the added handicap of not having the former bookkeeper familiarize him with what has been done. (Signed: Helen M. Guyer)"

Filed.

Copies to Town Board and Town Attorney.

Mrs. Gus Hegner, South Jamesport, dated 3/13/76, complaining that the dog belonging to John Sabotka, Dog Warden, was running loose and attacked her dog, in her yard, so badly that the wound required eight stitches in his throat.

She requests that something be done about the \$40.00 Veterinarian bill, if Mr. Sabotka will not pay it.

She concludes by saying that if it had been Mr. Sabotka's dog, she would have to pay, so why should he be allowed to get away with it.

Filed.

Copies to Town Board and Town Attorney.

Rev. Richard Adinolfi, dated 3/18/76, tendering his resignation as a member of the Narcotic Guidance Council, effective immediately.

Filed.

Copies to Town Board and Town Attorney.

West Side Realty Co., dated 4/5/76, inviting the Town Board to be present at a brief dedication of the sculpture to be placed at the Riverhead Plaza Shopping Center on April 8th.

Filed.

Copies to Town Board and Town Attorney.

Councilman Young asked Miss Block, the Town Clerk to contact Mr. Papson about the time of the dedication ceremony.

COMMUNICATIONS - continued:

Charles E. Lawrence, Chairman of the Riverhead Conservation Advisory Council, dated 3/29/76, requesting \$300 for supplies to be used in the preparation of land use maps for the Town of Riverhead and submitting list of items needed.

He further states that the Council's prime objective is to prepare wet lands maps to be used in conjunction with the proposed West Lands Ordinance. Filed.

Copies to Town Board and Town Attorney.

Supervisor Smith stated that the Town Board has agreed to this expenditure for this worthwhile project.

Supervisor Smith then recessed the Meeting to hold a Public Hearing.

PUBLIC HEARING - 8:00 P.M.

Town Clerk submitted affidavits of Publishing and Posting Public Notice of Public Hearing on the matter of L.I. Cablevision Corporation's request for increase in rates to be held April 6, 1976, at 8:00 P.M., at the Town Hall, 200 Howell Avenue, Riverhead, N.Y.

The affidavits were ordered to be placed on file.

Supervisor Smith thereupon declared the Hearing open and asked if anyone wished to be heard.

Richard Young, California, representing L.I. Cablevision Corporation, referred to a request for approval of new rates sent to the Riverhead Town Board on January 5, 1976 and further, financial reports sent on March 12, 1976.

He then stated that he felt the new rates were reasonable and fair and went on to explain what expenses L.I. Cablevision had and how much they paid in property taxes.

Supervisor Smith asked Mr. Young if it was correct that he wanted, entered into the record, his initial letter dated January 5, 1976 and subsequent certified financial statements and other data, breaking down the operation of L.I. Cablevision and its operations to the Riverhead franchise area, dated March 12, 1976.

Mr. Young stated that that was correct.

Peter Jones, General Manager of L.I. Cablevision in Riverhead, spoke on Cablevision's Service Policy and improvements that they expect to make in their service with the introduction of a microwave system that they are now building.

He then explained that since Cablevision's inception on L.I., one of the largest problems they have had to face is their geographical location on Long Island with respect to the TV Stations the company is trying to receive and distribute to the Community.

He went on to explain that the reception is bad at times because of the vast distance between the receiving site and the TV Stations.



PUBLIC HEARING - continued:

He further said that eventually they will move their receiving site to Islip when the microwave system is completed and then the reception should be nearly perfect.

Chris Bermel, Glenwood Village, Riverhead, stated that if these increased revenues would improve the reception between the towers and the homes services by Cablevision, then the increase would be worthwhile.

He further stated that at peak viewing hours in the evening, practically everyone is watching either Channel 2 or 4. which causes an overload, resulting in terrible reception, if any.

Supervisor Smith asked Mr. Jones if there was any way they could improve reception during those times.

Mr. Jones stated that because of the stringent requirements and regulations regarding the system and individual subscribers, the system would never know whether there was one set on or 19,000 sets on.

He then offered to prove to anyone there just how it would be impossible to overload, as Mr. Bermel had stated, by inviting any interested party to come to the office the next day and see how their \$50,000 worth of equipment, made to prevent this sort of thing, worked.

Mr. Young stated that they would look into the Glenwood problem and see what could be done about it, if anything.

Councilman Young asked if it could have anything to do with the fact that everyone was using a lot of electricity at that time and the problem was LILCO.

Mr. Jones stated: "Absolutely, not."

Charles Smith (from the floor) asked why Channel 2 programs were being re-routed to Channel 12.

Mr. Jones explained that Channel 12 was no longer in service, since that station went out of business, so they are conducting microwave tests on 2 and transferring Channel 2's programs to Channel 12, with no interruption in service.

Mr. Bermel stated that if anyone, who was an engineer at Cablevision, made a survey in and around Glenwood Village, they would find that the reception problems are a daily occurrence, not a once-in-a-while deal.

Supervisor Smith stated that Mr. Jones has consented to meet with Mr. Bermel and see what he can do to solve the problem.

Robert Leonard stated that these problems can be solved later. Right now, he wanted to know what the increase was.

PUBLIC HEARING - continued:

Supervisor Smith recited the change in rates, as published in the Notice of Public Hearing, on March 25, 1976.

Mr. Leonard then asked what Cablevision was offering in exchange for the rate increase.

Mr. Young gave a lengthy explanation on why they were requesting the rate increase and summed it up by saying that they had the financial evidence to prove that they needed this increase to survive.

Emma Karch asked if the rate increase, asked for last year, was approved by the Town Board.

Supervisor Smith stated that the last request for a rate change was two years ago and that was handled in Albany.  
Short discussion followed.

Mrs. Karch then asked if this microwave system would improve the reception.

Supervisor Smith stated that that was what they were saying.  
Discussion followed.

Supervisor Smith then asked Mr. Jones when he felt the microwave system would be completed.

Mr. Jones stated that they would be in operation in two or three weeks.  
Discussion followed.

Supervisor Smith asked Mr. Jones if the Board deferred action on their request for one month, would they have the microwave system in operation.

Mr. Jones stated: "Absolutely, no question about it."

Mr. Young then explained that there were four different Cable Companies sharing the cost of this microwave system, \$250,000, of which was L.I. Cablevision's share.

He concluded by saying that the reason this system was not installed before, was because it was much too expensive for any one company to handle.

Mr. Bermel asked if the Board had the figures for the number of subscribers added to the system between 1970 and now.

Mr. Young stated that he would get that information for the Board as soon as possible.

Robert Leonard (from the floor) was inaudible.

PUBLIC HEARING - continued:

Supervisor Smith then introduced a letter, dated March 12, 1976 dealing with certain questions raised by himself in Westhampton Beach on the subject of increased Cablevision rates.

No one else wishing to be heard and no further communications received thereto, Supervisor Smith declared the Hearing closed at 8:30 P.M. and re-opened the Meeting.

UNFINISHED BUSINESS

a) Codification - Progress

b) Decision on Proposed Noise Ordinance No. 45 - Supervisor Smith stated that the Town Board is not prepared to make a decision, as yet.

c) G.L. Schmelzer - Special Permit for Mobile Home Park, River Road, Calverton - This matter was referred to the Planning Board for its recommendation and report.

d) Fire District request for Fire Zone in Shopping Center - Supervisor Smith stated that since the tow-away section of Ord. #3 - Traffic and Parking would now be enforced, complete with impound area, this matter would be picked up again.

e) Decision on awarding license for operation of Jamesport Marina - Supervisor Smith stated that there would be a resolution to that effect, later in the Meeting.

f) Decision on revising Traffic and Ordinance #3 - Supervisor Smith stated that since no resolution was ever adopted authorizing the placement of the stop sign at the intersection of Penny's Landing Road and Sound Shore Road, it will come down and no formal action by the Town Board is needed.

With reference to the removal of the "No Parking Zone" on Meetinghouse Creek Road, Supervisor Smith stated that Councilman Menendez is investigating the various sides of that issue.

Councilman Menendez stated that he felt the Penny's Landing matter needed explanation and proceeded as follows:

"That fence that's up there now is square and you have to make a square turn.

I think there's been an agreement made with Northville Dock to acquire some land there and round that corner off. Then we'll take the stop sign down and maybe everyone can go up the hill without shifting gears and it won't cost the Town a cent."

Councilman Young then stated that they have contacted Alex Horton and he has agreed to take the fence down and anything else that the Town Board tells him to do at absolutely no charge to the Town as soon as the Town owns the property involved.

PERSONAL APPEARANCES

Supervisor Smith asked if anyone wished to be heard and the following responded:

Mrs. Gus Hegner spoke about Mr. Sabotka's dog attacking her's and his refusal to pay the bill.

Supervisor Smith stated that nothing could be done about the bill, unless she sued Mr. Sabotka, but the Board would speak to him about his dereliction of duty in failing to pick up the dogs.

PERSONAL APPEARANCES - continued:

Dr. Alfred Smith, President of the Northville Beach Civic Association, spoke about repairing the boat ramp at Iron Pier Beach before the fishing season starts the end of May.

Supervisor Smith said that Mr. Grodski would address himself to that problem right now.

Stanley Grodski, Recreation Dept. Superintendent, stated that as soon as he got approval from the N.Y. State Environmental Conservation Department and the Corps of Army Engineers, he would have the contractor proceed with the work.

Dr. Smith asked if there was any way the people could help him get approval any faster.

Mr. Grodski replied that there was a law enacted in 1972 and further spoke of the Tidal Wetlands Act, that made it impossible for him to do anything with the beaches without a permit from the Conservation Department.

Dr. Smith then spoke about the subdivision called "Iron Pier Woods" with reference to the Wetlands Ordinance.

He then referred to the communication about the final plat for the subdivision and asked what a plat was.

Supervisor Smith stated that the Town does not have its own Wetlands Ordinance at the moment, but the local Conservation Advisory Council is working on that project and that was what Mr. Lawrence's letter was all about.

He then explained that a plat was the linen copy of the survey, setting forth the boundaries of the various lots by meets and bounds, showing road elevations, drainage and other items.

Discussion on subdivisions, drainage and performance bonds ensued.

Dr. Smith then spoke of an article in the Wall Street Journal regarding the curbing of population growth around nuclear plants in New Jersey and wondered why the contractor for "Iron Pier Woods" was contemplating a subdivision so near the proposed site of the LILCO Plant in Jamesport.

Chris Bermel spoke about the two week time limit given to the Riverhead Raceway and other affected organizations to gather information on controlling their noise with reference to the proposed Noise Ordinance and asked for a review of the situation.

Supervisor Smith stated that they had given anyone interested a chance to address themselves to the proposal and so far they had heard from the Babylon Rod and Gun Club and the U.S. Navy Liaison Officer with reference to Grummans and expected to hear shortly from the Riverhead Raceway.

PERSONAL APPEARANCES - continued:

Mr. Bermel suggested that the Board insist on legal opinions regarding the data presented by the Raceway.

Supervisor Smith stated that if testimony was given by anyone not qualified to speak on the subject, their information would carry little weight.

He then stated that the Town Board would listen to everyone and weigh all the data carefully, taking particular note of the qualifications of the speakers, before they make a decision.

Roy Hooper read a letter to the taxpayers and the Town Board members complaining about the hiring of Edward Gadzinski to run the Town Dump, instead of retaining Mr. Horton as its operator.

He talked at length about the low cost of running the Dump, when Mr. Horton ran it and the mismanagement of the Town's money, since Mr. Gadzinski took over.

He further stated that he feels Mr. Gadzinski has proven himself to be unfit to run the Town Dump or to hold any other position in the Town.

Edward Gadzinski, 41 Prospect Place, Riverhead, stated as follows: "I have the title of Foreman of the Sanitary Landfill. Mr. Hooper has just made a statement that the Town Highway Department has always run the Sanitary Landfill, which is not correct.

The Highway Department used to send a man up from their Department when one of the two men who were employed, previously, at the Dump, was either sick or on vacation.

In 1964, the Town of Riverhead went under the Sanitary Landfill Program, mandated by the Health Department. In June, 1964, I was appointed with one of the other men from the Highway Department, Frank Columbus, to work at the Landfill site. I have been in charge of the Landfill site since we started the Sanitary Landfill Program. It has not been under the Highway Department.

Mr. Horton was appointed the Overseer for about 1½ years due to the fact that Mr. Zaloga, who was Supervisor at that time, said that he had the men and the equipment to help us keep the Dump in operating condition. It was a two man operation. Our budget was about \$30,000. This year it's \$95,000 in round figures.

Our budget has jumped the same as everybody else's has jumped. We have six men employed at the Landfill. Two men are out sick. At the present time, one is in the hospital and one has been out since January. I have a temporary man assigned to take the place of one.

I had a man on vacation for two weeks and I took his shift, at no additional cost to the Town. The money that's received for newspapers, cardboard and metal, comes through the Supervisor's Office. How much is collected? I don't know. Sand sales are taken care of by a slip which is issued when the truck goes out. We haven't had much go out in the past few years. The Highway Department doesn't use much sand. They use grit. We have to keep operating because we have to dig the hole."

PERSONAL APPEARANCES - continued:

"It's not what I want to do or what the Town Board wants to do in operating a Landfill. It's mandated by the Environmental Protection Association from the State and the County.

As a matter of fact, our Dump is in such a mess, according to Mr. Hooper, that I had two inspections, one today and one about three weeks ago. Both inspectors will not issue a letter to the Board because there are no criticisms. In fact, one inspector said that he uses our Landfill as a model for inspecting others.

I know we have some problems. We have a lack of manpower, for the reasons I mentioned before, and we do have equipment breakdowns. We have one piece of equipment which is 1960. It is old and I recommended to the Board that it not be repaired in 1973, that it be traded in. Another one is a 1969, which is the best piece of equipment we have. We have a 1973, which is a headache and has been a problem from the day we received it.

As for money that's missing, I don't know what Mr. Hooper has to say about this. We do not handle money. Everything comes through the Supervisor's Office or the Town Clerk's Office. To date we have collected over \$7,000 in fees, which in my estimation, reduces our operating expenses to less than \$88,000.

I hate to come up here and talk, but a lot of this is nonsense and we hear it all the time." (referring to Mr. Hooper's allegations)

Mr. Hooper made his rebuttal by stating that all that expensive machinery is not necessary for the Dump.

He then stated that he knew what it took to run that Dump and it didn't take six men and a consultant.

He continued complaining at length about the expense of running the Dump.

Joseph Ingegno, Vice President of the Roanoke Landing Civic Association spoke in opposition to LILCO'S proposed alternate route for their transmission lines, along the bluffs and endorsed the Town Board's suggestion that they run the lines underground, along LILCO'S existing right-of-way.

He then presented letters of opposition signed by all the residents of Rolling Woods, to be forwarded to LILCO whenever they go to the Public Service Commission Meetings.

Supervisor Smith referred to the last part of the Associations letter (read earlier in the Meeting) and spoke on the towing away of illegally parked cars during the spring and summer fishing season and the fact that they are trying their hardest to find a secure impound area.

He then spoke of the rock on Roanoke Landing and said that he thought the Association wanted it removed.

Mr. Ingegno stated that they wanted the rock to stay and the speed limit more strictly enforced in that area.

Supervisor Smith stated: "You've got it."

PERSONAL APPEARANCES - continued:

Mr. Ingegno then asked for something to be done about keeping the trespassers off their privately owned stretch of beach and suggested a fence or signs be put up by the Town.

Supervisor Smith stated that part of the problem could be solved through enforcement of the tow-away section of Ordinance #3 - Traffic and Parking, but the fence or signs would require a great deal of consideration.

Short discussion followed.

Jane van den Thoorn, Secretary of the Roanoke Landing Civic Association, urged the Town Board to take care of Roanoke Landing's most pressing problem first, which was the extensive erosion that was baring the roots of the trees and eventual destruction.

Supervisor Smith stated that surveys and title searches must be made because of some problem with the placement of the N.Y. Telephone poles on the westerly side of the road, before anything can be done to correct the problem on the easterly side.

Glenda Jane presented a petition containing approximately 300 signatures against the proposed Noise Ordinance No. 45.

John Helfrich, Esq., Stony Brook, N.Y., representing the Riverhead Raceway, presented each member of the Board with a copy of the Raceway's present position on the proposed Noise Ordinance.

He then talked of Glenwood Village's concern regarding the Riverhead Raceway's operations and further stated that this was a complex question and would take a considerable amount of time to come up with a solution to the noise problem.

He talked extensively on his research with reference to the operation of the Raceway.

He then talked about Charles Jazombek as being a "living legend" all over the Country in the racing field and further that he has consented to drive a car without mufflers in the presence of the Town Board and members of Glenwood, with home-made mufflers and with the best commercial muffler made, called the "Thrush".

He then spoke about all the other possible sources of noise connected with the Raceway and stated that they wanted to do everything they could to conform with the decibel level, as stated in the proposed Noise Ordinance, but they didn't see how they could.

Irene Pendzick stated that she had to put on her "other hat" for a minute as Bicentennial Chairman and stated that the Riverhead Raceway has got to improve its looks from the road.

She then stated that Route 58 is one of the main arteries into the Town of Riverhead and to have to look at the extremely unattractive raceway on the way into Town was a disgrace.

Mr. Bermel asked Supervisor Smith if he was correct in stating that the Town operates under a State Charter.

Supervisor Smith said that he was correct.

PERSONAL APPEARANCES - continued:

Mr. Bermel then talked about a statute on the books of N.Y. State that dealt with Criminal Nuisance and stated that he had the civil right, under that statute, not to be harassed by noise and cited several examples.

Supervisor Smith stated that he believed the particular statute that Mr. Bermel was quoting was a provision of the penal law and enforced by the District Attorney of Suffolk County, not this Board.

Mr. Pekar stated that the annual summer dragsters were back racing on Manor Road.

He then stated that Manor Road is a public road and if someone came down that road during one of these drag races, there would be a "blood bath".

Supervisor Smith stated that Chief Palmer has noted his complaint and he'll see what he can do about it.

Kenneth Schou, Assistant Promoter and Manager of the Riverhead Raceway, responded to Irene Pendzick's pleas for better surroundings for the Raceway, stating that as soon as they know where they stand with reference to the proposed Noise Ordinance they will begin improving the looks of the Raceway.

He further stated that they have 200 gallons of paint waiting to be used, but do not want to spend the money for labor until they know what's going to happen to them.

Mrs. Karch asked how much the people, hired under the Federal Grant were funded.

Supervisor Smith replied: "100%."

Short discussion involving numerous subjects followed.

Mrs. Karch then urged the Board to keep on with the plan to make all Town Employees Civil Service.

Paul Meyer talked about the trucks roaring down Route 58 and the Police Cars screaming up and down Roanoke Avenue, stating that they bother him much more than the raceway and asked if anything could be done about them.

He then agreed with Mrs. Pendzick about improving the appearance of the Raceway and also brought up the condition of the "Raspberry Hilton".

Supervisor Smith stated that the "Raspberry Hilton" has been declared to be structurally sound and talked at length on different ways of handling that matter.

Mr. Meyer replied that he didn't agree that the building was sound and spoke of the rats jumping out of the dump waiter, when he lived in that building.



PERSONAL APPEARANCES - continued:

Tom Galan, 75 South Washington Avenue, Centereach, N.Y., stated that he ran the Riverhead Raceway for three years between 1970 and 1973 and he took exception to all the people who always complained about the race track.

He further stated that these young men vent their natural hostility on the track and he felt that was a lot better than taking dope and such.

He continued by saying that when he ran the track, he had complaints from the Glenwood residents too, but he ironed out those problems and the Glenwood people were satisfied.

He concluded by urging the people to allow these boys their race track, because if every avenue of enjoyment is closed to them because of complaints, they may turn to dope and then the people will complain about that too.

Robert Hartmann, Sound Avenue, Riverhead, asked Supervisor Smith to explain the Agricultural exemption clause in the proposed Noise Ordinance.

Supervisor Smith stated as follows: "First, there are two aspects to the Ordinance. One deals with the source of the sound and the second deals with the noise level as perceived at the boundary line between your property and the adjoining neighbor's property. You're being exempted on the Article 8, which is the noise levels on the receiving end of the property. Now the other aspects of the Ordinance deal with the noise levels or their prohibitions of agricultural equipment that you find onerous, you should identify those. But what we're talking about here, is if you have the irrigation motor in the middle of the field and the perceived level at the receiving property would otherwise be in violation, you have, as currently drafted, an exemption for agricultural purposes.

Short discussion followed.

Maribeth Andresen (from the floor) was inaudible.

RESOLUTIONS

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, It has come to this Board's attention that the processing of pistol license applications by the Riverhead Police Department involves considerable amounts of Police time and paperwork, for which no reimbursement is currently being paid;

NOW, THEREFORE, BE IT RESOLVED, That this Board does hereby establish a license fee for the processing of pistol license applications of Ten (\$10.00) Dollars per application, which when added to the County of Suffolk's fees, makes a total license fee of Fifteen (\$15.00) Dollars.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

BE IT RESOLVED, That the resignation of Gary Pace as Town Historian, effective March 26th, 1976, be and is hereby accepted with regrets.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes. The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilman Tomlinson.

BE IT RESOLVED, That the resignation of Dr. Alfred H. Smith, as member of the Narcotic Guidance Council, effective April 1, 1976, be and is hereby accepted with regrets.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes. The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the resignation of Reverend Richard Adinolfi as a member of the Narcotic Guidance Council, effective March 18th, 1976, be and is hereby accepted with regrets.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes. The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, the members of the Polish Town Civic Association wish to hold a second annual "Street Fair" in the area of Pulaski Street and Hamilton Avenue, and

WHEREAS, this board encourages civic participation of the residents of the township, and

WHEREAS, the Police Department and Fire Department have been advised by letter of the plans and arrangements of the "Street Fair", and

WHEREAS, obstructions will not be permitted in the street for the passage of emergency vehicles, if necessary,

NOW, THEREFORE, BE IT RESOLVED, that this Board grants permission that Pulaski Street be closed to vehicular traffic from Sweezy Avenue to Osborne Avenue, and also the length from Pulaski Street south to Lincoln Street, during the hours of 10:00 A. M. to 8:00 P. M. on Saturday, August 21st, 1976 for the purpose of a community "STREET FAIR".

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That Highway Department bills, submitted on abstracts dated April 6, 1976, as follows:

General Repairs Item #1: Mobil Oil Corporation, bill dated 3/11/76 for \$1,100.62 and Rason Asphalt, Inc., bill dated 3/5/76 for \$2,019.60;

Machinery Item #3: Trius, Inc., bill dated 3/15/76 for \$917.00; be and the same are hereby approved for payment.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That Raymond McCoy, Jr., be and is hereby hired as a Laborer in the Highway Department, effective March 15, 1976, and to be compensated at the rate of \$3.85 per hour.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That the Superintendent of Highways be and is hereby authorized to pay time and one-half overtime compensation for emergency snow and ice removal work performed during the period from February 27, 1976 to March 12, 1976 for a total of 222 hours in the amount of \$1,679.54.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That Alice Kappenberg of Summit Drive, Calverton, New York, be and she hereby is appointed Town Historian for the Town of Riverhead, for the remaining period of the year 1976, at an annual salary of One Thousand (\$1,000) Dollars, pro rata, in accordance with her term of office.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, historically every two years, the Town Board of the Town of Riverhead has appointed and designated building inspectors of the Town of Riverhead as constables; and

WHEREAS, said designation is necessary for the proper enforcement of violations issued by the Building Department; and

WHEREAS, the said building inspectors receive no additional compensation for such designation; and

WHEREAS, the Town's insurance representative has indicated that, if such appointment and designation is made, the building inspectors, constables are sufficiently bonded under the current blanket coverage under Policy No. XLB-1072539.

NOW, THEREFORE BE IT RESOLVED, That Raymond Wiwczar and Thomas Ward be appointed constables for the Town of Riverhead; and be it further

RESOLVED, that said persons be properly bonded in accordance with our current blanket insurance coverage.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, the Town Board of the Town of Riverhead has been requested to take action reducing the current speed limit on Church Lane, between Route 25 and Phillips Lane, to a thirty (30) mile per hour zone; and

WHEREAS, the road has been surveyed by the Riverhead Town Police Department

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk duly post and publish a notice calling for a public hearing to be held on April 20, 1976, at 8:30 P. M., in the Town Hall, 200 Howell Avenue, Riverhead, New York.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes. The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, that, in accordance with the bid specifications and bids received by the Town Board on the 15th day of March, 1976, the franchise for the operation of the Town Beach at Jamesport, New York, be awarded to Mrs. Lorraine Barrett, 37 Walnut Street, Southampton, New York, for a bid sum of Three Thousand (\$3,000.00) dollars.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, The Riverhead Community, from Wading River to Jamesport, will undertake a general Town-wide Clean-Up on Saturday, April 10, 1976;

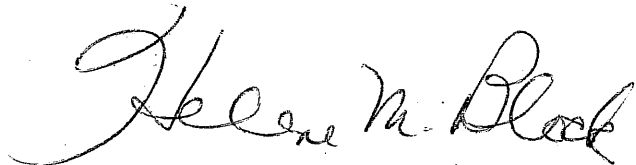
NOW, THEREFORE, BE IT RESOLVED, That the Town Dump and other facilities of the Town of Riverhead shall be made available for this effort on that day.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Smith called upon all of the Townspeople to help in this annual clean-up and asked the news media to give this item some publicity.

There being no further business on motion and vote, the Meeting adjourned at 9:55P.M., to meet on Tuesday, April 20, 1976, at 7:30 P.M.



HMB/mhj

Helene M. Block, Town Clerk